IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WRS, INC., d/b/a WRS MOTION PICTURE LABORATORIES, a corporation, Plaintiff, vs. PLAZA ENTERTAINMENT, INC., a corporation, ERIC PARKINSON, an individual, CHARLES von BERNUTH, an individual and JOHN HERKLOTZ, an individual, Defendants.	CIVIL ACTION No. 00-2041

MOTION FOR SUMMARY JUDGMENT AS TO DEFENDANT, CHARLES von BERNUTH

AND NOW comes, Plaintiff, WRS, Inc., by and through its counsel, Thomas E. Reilly, P.C., with the following Motion for Summary Judgment as to Defendant, Charles von Bernuth:

1. WRS, Inc. (hereinafter referred to as "WRS") sued Charles von Bernuth (hereinafter referred to as "von Bernuth") on his promise to guaranty payment of the Plaza debt to WRS by signing the Service Agreement provided as Plaintiff's Exhibit "D".

2. WRS has filed a Concise Statement of Facts that demonstrates that there is no genuine issue of material facts as to the fact of von Bernuth liability.

3. WRS has filed a Brief to establish that as a matter of law, Charles von Bernuth has not established any defense to the enforcement of his promise as guarantor.

WHEREFORE, WRS, Inc., respectfully requests that this Court grant it Summary Judgment as to the liability of Charles von Bernuth to WRS, Inc. for the debt owed to WRS by Plaza Entertainment, Inc.

THOMAS E. REILLY, P.C.

BY: /s/ Thomas E. Reilly

Thomas E. Reilly, Esquire
Pa. I.D. #25832
2025 Greentree Road
Pittsburgh, PA 15220
(412) 341-1600